



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Nawaz Ahmad et. al.

Serial No.: 10/697,838

Art Unit:

Filed

: October 30, 2003

Examiner:

For

: WARMING AND NONIRRITATING LUBRICANT COMPOSITIONS

AND METHOD OF COMPARING IRRITATION

I horeby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

December 23, 2003
(Date of Deposit)

Andrea L. Colby
(Name of applicant, assignee, or Registered Representative)

(Signature)

December 23, 2003
(Date of Significance)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §\$1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this

information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

In accordance with \$1.97(b), since this Information \boxtimes Disclosure Statement is being filed either within three months of the filing date of the above-identified national application (other than a continued prosecution application under \$1.53(d)), within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of a request for continued examination under \$1.114, no additional fee is required. In accordance with \$1.129(a), this Information Disclosure Statement is being filed in connection with \(\) the first or second After Final Submission, therefore: \Box Statement in Accordance with \$1.97(e) (attached); or Please charge Deposit Account No. 10the fee of \$180.00 as set forth 0750/ / in \$1.17(p). In accordance with \$1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final

Action under §1.113 or a Notice of Allowance under §1.311, or

an action that otherwise closes prosecution and that it is

accompanied by one of:

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| ☑ Copi | es of each of the references listed on the |
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| П | In view of the voluminous nature of references |
| | [list as appropriate], and the likelihood that |
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| | these references are available to the Examiner, |
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| | request. |
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| | es of only foreign patent documents and non- |
| | ure are enclosed in accordance with 37 CFR 1.98 |
| (a)(2). (The | U.S. patents and each U.S. patent application |
| oublication li | sted on the attached Form PTO-1449 are not |
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enclosed because this U.S. patent application was filed after June 30, 2003 or this international application has entered the national stage under 35 USC §371 after June 30, 2003 (see USPTO waiver of requirement under 37 CFR 1.98 (a)(2)(i).

There are no listed references which are not in the English language.

The relevance of those listed references which are not in the English language is as follows: WO 98/18448 has no English language equivalents, English abstract only.

Attached are copies of search report(s) from corresponding patent application(s), which are listed on the attached Submission Under MPEP 609 D.

Attached are the following non-published pending patent applications which may be deemed relevant, which are listed on the attached Submission Under MPEP 609 D.

Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750/PPC834CIP/ALC. This form is submitted in triplicate.

Respectfully submitted,

Andrea L. Colby Reg. No. 30,194 Attorney for Applicants

Johnson & Johnson One Johnson & Johnson Plaza New Brunswick, NJ 08933-7003 (732) 524-2792 DATED:

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PTO/SB/08A (08-00)

Approved for use through 10/31/2002, OMB 0651-0031

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Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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| 10/697,838 |
| October 30, 2003 |
| Nawaz Ahmad |
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| PPC 834 CIP5 |
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| | | U.S. Patent Docum | ment | | | |
|----------------------|--|-------------------|--|---|------------|--|
| Examiner Initials | | | Date of Publication of Cited Document mm-dd-yyyy | Pages, Columns, Lines, where relevant passages or relevant figures appear | | |
| | | 4,981,686 | Α | Hardy | 01-01-1991 | |
| | | 6,060,077 | Α | Meignant, | 05-09-2000 | |
| | | 2002/013304 | A1 | Wilson et al | 01-31-2002 | |
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FOREIGN PATENT DOCUMENTS

| | | Foreign | Patent Docum | ent | Name of Patentee or | Date of Publication of Cited Document | Pages, Columns, Lines, where relevant | |
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| Examiner Initials | Cite No.1 | Office ³ | Number ⁴ k | (IndCode ⁵ | Applicant of Cited Document | mm-dd-yyyy | passages or relevant figures appear | T [®] |
| | | wo | 98/18448 | A1 | Notax Holidng GES MBH: Knogler Wolfgang (AT) | 05-07-1998 | English Abstract | |
| | | wo | 99/29301 | A3 | Phares Pharmaceutical Research | 06-17-1999 | | |
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1 Unique citation designation number. 2 See attached Kinds of U.S. Patent Documents, 3 Enter Office that issued the document, by the two-latter code (WiPO Standard ST.3), 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WiPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

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| Application Number | 10/697,838 | |
| Filing Date | October 30, 2003 | |
| First Named Inventor | Nawaz Ahmad | |
| Group Art Unit | | |
| Examiner Name | | |
| Attorney Docket Number | PPC 834CIP5 | |
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| | | Include name of the author (in CAPITOL LETTERS), title of the article (when appropriate), title of the item | |
|----------------------|--------------|--|----|
| Examiner's Initials* | Cite No.1 | (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published | T² |
| | | KUTTEH W H ET AL: "Vaginal lubricants for the infertile couple: effect on sperm activity" INTERNATIONAL JOURNAL OF FERTILITY, ALLAN PRESS, INC. Kansas, US vol. 41, no. 4, 1996, pages 400-404 XP000870083 | |
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¹ Unique citation designation number. 2 Applicant is to place a check mark here if English language Translation is attached.



SUBMISSION UNDER MPEP 609 D

| Application Number | 10/697,838 | _ |
|-----------------------|------------------|---|
| Filing Date | October 30, 2003 | |
| First Named Inventor | Nawaz Ahmad | |
| Group Art Unit | | |
| Examiner Name | | |
| Attomey Docket Number | PPC 834CIP5 | |
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| | | OTHER PRIOR ART - N | ON PATEN | T LITERATUR | RE DOCUMEN | πs | f |
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| Hilluais | | PCT SEARCH REPORT dated August | 21, 2003, fo | r PCT APPL. | NO. PCT/US | 03/13554 | |
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